

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

IN RE: SIMPLY ORANGE ORANGE JUICE  
MARKETING AND SALES PRACTICES  
LITIGATION

MDL No. 2361

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -5)

On June 11, 2012, the Panel transferred 1 civil action(s) to the United States District Court for the Western District of Missouri for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. See F.Supp.2d (J.P.M.L. 2012). Since that time, 8 additional action(s) have been transferred to the Western District of Missouri. With the consent of that court, all such actions have been assigned to the Honorable Fernando J Gaitan, Jr.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Western District of Missouri and assigned to Judge Gaitan.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Western District of Missouri for the reasons stated in the order of June 11, 2012, and, with the consent of that court, assigned to the Honorable Fernando J Gaitan, Jr.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Missouri. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.

Jul 18, 2012

CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

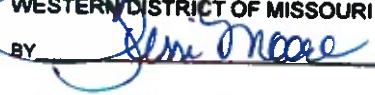
FOR THE PANEL:



Jeffery N. Lüthi  
Clerk of the Panel

I HEREBY ATTEST AND CERTIFY ON 7/25/12  
THAT THE FOREGOING DOCUMENT IS A FULL TRUE AND  
CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE  
AND IN MY LEGAL CUSTODY.

ANN THOMPSON  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI

BY 

DEPUTY

**IN RE: SIMPLY ORANGE ORANGE JUICE  
MARKETING AND SALES PRACTICES  
LITIGATION**

MDL No. 2361

**SCHEDULE CTO-5 – TAG-ALONG ACTIONS**

**DIST    DIV.    C.A.NO.    CASE CAPTION**

ARKANSAS WESTERN

**ARW        4        12-04073        ~~Mess v. Coca-Cola Company, The~~ Opposed 7/16/12**

CALIFORNIA NORTHERN

**CAN        4        12-02586        Dasaro v. The Coca-Cola Company**